

## FEDERAL ELECTION COMMISSION

Was	shington, DC 20463	3			
MEMORANDUM TO:	Office of the	Commission Secretory			
10.		Office of the Commission Secretary			
FROM:	Office of Ger	neral Counsel			
DATE:	December 6	December 6,1999			
SUBJECT:	General Cou	General Counsel's Report - MUR 4594			
The attached is Meeting of <u>Decemb</u>		n Agenda document for the Co	mmission		
Open Session		Closed Session XX	<del></del>		
CIRCULATIONS		DISTRIBUTION			
SENSITIVE NON-SENSITIVE		COMPLIANCE	$\boxtimes$		
72 Hour TALLY	VOTE	Open/Closed Letters			
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24 Hour NO OB	JECTION [	STATUS SHEETS			
INFORMATION	. —	Enforcement			
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**ADVISORY OPINIONS** 

**REGULATIONS** 

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# BEFORE THE FEDERAL ELECTION COMMISSION DEC -6 A II: 26

In the Matter of	)		SENSITIVE
Friends for Fasi,	) .		OFIABILAF
William Rose, as treasurer	· )	MUR 4594	
Frank Fasi	)		DEC   4 1999
Longevity International Enterprises	)		

## EXECUTIVE SESSION

#### **GENERAL COUNSEL'S REPORT**

I. <u>ACTION RECOMMENDED</u>: Authorize the filing of a civil suit against Fasi for Congress, and William Rose, as treasurer, and Frank Fasi.

#### II. BACKGROUND

On September 14, 1999, the Commission found probable cause to believe that Friends for Fasi, William Rose, as treasurer, and former Honolulu mayor Frank Fasi (collectively "Fasi") violated 2 U.S.C. § 441e by accepting in-kind contributions in the form of reduced rent on office space leased from Longevity International Enterprises Corporation ("Longevity"). The Commission also found probable cause to believe that Longevity violated section 441e. The calculated amount in violation, covering the period from 1994-1996, is \$145,242.40.

On September 14, 1999, the Commission approved conciliation agreements with Fasi and Longevity.

Accordingly, this Office recommends that the Commission authorize the Office of General Counsel to file a civil suit against Fasi.

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this Office recommends that the Commission authorize it to file a civil suit in U.S. district court against Friends for Fasi, William Rose, as treasurer and Frank Fasi. See 2 U.S.C. § 437g(a)(6)(A).

### IV. <u>RECOMMENDATIONS</u>

- 1. Authorize the Office of General Counsel to file a civil suit against Friends for Fasi, William Rose, as treasurer and Frank Fasi.
  - 2. Approve the appropriate letter.

/2/3/99 Date

Lawrence M. Noble General Counsel

Staff Assigned: Xavier McDonnell

Attachment: Correspondence with Fasi